

WAIVER OF SERVICE OF SUMMONS

6/13/00
TA
RAMBO/BELISAR

TO: Brady L. Davis
(Name of plaintiff's attorney or pro se plaintiff)

I acknowledge receipt of your request that I waive service of a summons in the action of Davis VS Fox, et al., which is case number 1:CV-00-0490 in the United States District Court for the Middle District of Pennsylvania. I have also received a copy of the complaint in the action, two copies of this instrument and a means by which I can return the signed waiver to you without cost to me.

I agree to save the cost of service of a summons and an additional copy of the complaint in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4.

I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the summons or in the service of the summons.

I understand that a judgment may be entered against me (or the party on whose behalf I am acting) if an answer or motion under Rule 12 is not served upon you within 60 days after 06/01/00 (date request was sent), or within 90 days after that date if the request was sent outside the United States.

6/8/00
DATE

Michael A. Farnan
SIGNATURE
FILED
SCRANTON

Printed/typed name: Michael A. Farnan

JUN 12 2000

Title, if any: Deputy Attorney General

Address of Person signing: Office of Attorney General, Litigation Section
15th Floor, Strawberry Square
Harrisburg, PA 17120

PER K
DEPUTY CLERK

Party you represent: Daniel Fox, Ardell Zielinski, Mark Henning, Kermit L. Breon, Greg Maresca, Keith Tripp, Kandis Dascani, Jack Sommers, Michael Corbacio, Lee Grover, Frank Gillis, Robert Bitner

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

BRADY L. DAVIS,

Plaintiff

v.

C. O. DANIEL FOX, C. O. ARDELL
ZIELINSKI, C. O. MARK HENNING,
KERMIT L. BREON, GREG
MARESCA, KEITH TRIPP, KANDIS
DASCANI, JACK SOMMERS,
MICHAEL CORBACIO, LEE GROVER,
Superintendent FRANK GILLIS,
ROBERT S. BITNER,

Defendants

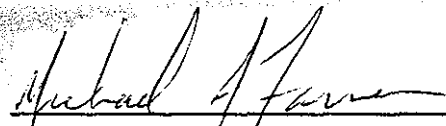
No. 1:CV-00-0490

(JURY TRIAL DEMANDED)

CERTIFICATE OF SERVICE

I, Michael A. Farnan, Senior Deputy Attorney General for the Commonwealth of Pennsylvania, hereby certify that on June 8, 2000, I served a true and correct copy of the foregoing Waiver of Service of Summons, by causing it to be deposited in the United States Mail, first-class postage prepaid to the following:

Brady L. Davis, BX-3685
SCI - Coal Township
1 Kelley Drive
Coal Township, PA 17866


MICHAEL A. FARNAN
Deputy Attorney General

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA

SUMMONS IN A CIVIL ACTION

Davis
Plaintiff
V.

CASE NUMBER: 1:00-cv-00490

Fox
Defendant

TO:

(SEE COMPLAINT)

YOU ARE HEREBY SUMMONED and required to file with the Clerk of this Court and serve upon

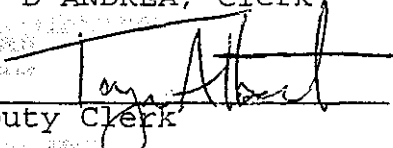
Plaintiff's Attorney:

Brady L. Davis
SCI-COAL
BX3685
SCI Coal Township
1 Kelley Drive
Coal Township, PA 17866-1020

an answer to the complaint which is herewith served upon you, within (20) TWENTY DAYS after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

MARY E. D'ANDREA, Clerk

BY:


Deputy Clerk

DATE: May 19, 2000

RECEIVED
USMS, MIDDLE/PA
JUN 30 2000

RETURN OF SERVICE - Case #1:00-cv-00490

Service of the Summons and Complaint was made by me *	DATE
NAME OF SERVER (Print)	TITLE
Check one box below to indicate method of service	
<input type="checkbox"/> Served personally upon the defendant. Place where served: <div style="border-bottom: 1px solid black; height: 1.2em; margin-top: 5px;"></div>	
<input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: <div style="border-bottom: 1px solid black; height: 1.2em; margin-top: 5px;"></div>	
<input type="checkbox"/> Returned unexecuted: <div style="border-bottom: 1px solid black; height: 1.2em; display: inline-block; width: 400px;"></div>	
<input type="checkbox"/> Other (specify): <div style="border-bottom: 1px solid black; height: 1.2em; display: inline-block; width: 400px;"></div>	
STATEMENT OF SERVICE FEES	
TRAVEL	SERVICES
TOTAL	
DECLARATION OF SERVER	
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.	
Executed on _____ Date	_____ Signature of Server
_____ Address of Server	

*) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA

SUMMONS IN A CIVIL ACTION

PARTIES FOR CASE #1:00-cv-00490

Brady L. Davis
 plaintiff

v.

Fox
 defendant
Zielinski
 defendant
Henning
 defendant
K. L. Breon
 defendant
Maresca
 defendant
Kandis K. Dascani
 defendant
Jack Sommers
 defendant
Michael Corbacio
 defendant
L. Grover
 defendant
Frank D. Gillis
 defendant
Robert S. Bitner
 defendant
K. Tripp
 defendant